

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Re Application of:

Applicant: George Henry Dyson III : Group Art Unit: 2173  
Serial No.: 09/687,421 : Examiner: Raymond J. Bayerl  
Filed: October 13, 2000 : Response to Paper No. 5  
Title: SELECTION OF STATISTICAL TOOL

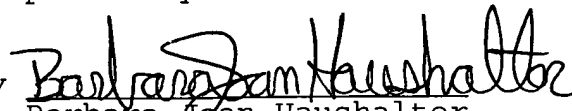
Hon. Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

Sir:

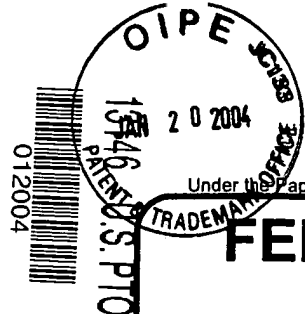
REQUEST TO FILE CONTINUATION APPLICATION  
UNDER 37 CFR 1.78(a)  
RESPONSE TO OUTSTANDING OFFICE ACTION

The enclosed papers are responsive to the Final Office Action, dated as mailed on October 17, 2003, with a period of response set to expire on Tuesday, January 20, 2004, since January 17, 2004, is a Saturday, and Monday, January 19, is a national holiday. Please enter the enclosed Continuation Application as the response to the outstanding Office Action.

Respectfully submitted,

By   
Barbara Joan Haushalter  
Registration No. 33,598

228 Bent Pines Court  
Bellefontaine, Ohio 43311  
(937) 592-8603  
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January 20, 2004



PTO/SB/17 (01-03)

Approved for use through 04/30/2003. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27TOTAL AMOUNT OF PAYMENT (\$)750.00**Complete if Known**

Application Number	09/687,421
Filing Date	parent Oct. 13, 2000
First Named Inventor	George Henry Dyson III
Examiner Name	Raymond J. Bayerl
Art Unit	2173
Attorney Docket No.	13DV-13679

**METHOD OF PAYMENT (check all that apply)**☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:Deposit Account Number  
Deposit Account Name

07-0865

General Electric Co.

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) during the pendency of this application☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 750	2001 375	continuation app Utility filing fee	750
1002 330	2002 165	Design filing fee	
1003 520	2003 260	Plant filing fee	
1004 750	2004 375	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1)			(\$) <u>750.00</u>

**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20** =	X	
Multiple Dependent	-3** =	X	

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 84	2201 42	Independent claims in excess of 3
1203 280	2203 140	Multiple dependent claim, if not paid
1204 84	2204 42	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

(\$)0

\*\*or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 410	2252 205	Extension for reply within second month	
1253 930	2253 465	Extension for reply within third month	
1254 1,450	2254 725	Extension for reply within fourth month	
1255 1,970	2255 985	Extension for reply within fifth month	
1401 320	2401 160	Notice of Appeal	
1402 320	2402 160	Filing a brief in support of an appeal	
1403 280	2403 140	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,300	2453 650	Petition to revive - unintentional	
1501 1,300	2501 650	Utility issue fee (or reissue)	
1502 470	2502 235	Design issue fee	
1503 630	2503 315	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 750	2809 375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 750	2810 375	For each additional invention to be examined (37 CFR 1.129(b))	
1801 750	2801 375	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)0**SUBMITTED BY**

(Complete if applicable)

Name (Print/Type)	David L. Narciso	Registration No. (Attorney/Agent)	35,624	Telephone	(573) 243-8925
Signature		Date	1/20/2004		

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Applicant: George Henry Dyson III : Group Art Unit: 2173  
Serial No.: 09/687,421 : Examiner: Raymond J. Bayerl  
Filed: October 13, 2000 : Response to Paper No. 5  
Title: SELECTION OF STATISTICAL TOOL

Hon. Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

Sir:

Enclosed are the following papers:

- X Request For Filing Continuation Application under 37 CFR 1.78a, 2 pages total
- X True Copy of Parent Application Ser. No. 09/687,421, Filed 10/13/00
- X Certificate of Express Mailing of Continuation Application, 1 page total
- X True copy of oath/declaration of prior application
- X Preliminary Amendment, 6 pages total

Calculation of Fee

Continuation Application ..... = \$750.00

**TOTAL .. = \$750.00**

The \$750.00 filing fee is requested to be charged to Deposit Account No. 07-0865.

Respectfully submitted,

By Barbara Joan Haushalter  
Barbara Joan Haushalter  
Registration No. 33,598



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CONTINUED PROSECUTION APPLICATION - CONTINUATION APPLICATION

In re Application of:

Applicant: George Henry Dyson III : Group Art Unit: 2173  
Serial No.: 09/687,421 : Examiner: Raymond J. Bayerl  
Filed: October 13, 2000 : Response to Paper No. 5  
Title: SELECTION OF STATISTICAL TOOL

Hon. Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

Sir:

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"Express Mail" Mailing Label Number EU 947407715 US

Date of Deposit January 20, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Barbara Joan Haushalter

(Printed name of person mailing paper or fee)

Barbara Joan Haushalter

(Signature of person mailing paper or fee)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket 13DV-13679

Prior Application:  
Examiner Raymond J Bnayerl  
Group Art Unit 2173

Hon. Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

Sir:

This is a request for filing a continuation application under 37 CFR. 1.78(a) of pending prior application Serial No. 09/687,421 filed October 13, 2000, for SELECTION OF STATISTICAL TOOL.

1. Preliminarily amend the claims as indicated in the accompanying Preliminary Amendment.

2. Amend the specification by inserting before the first line the sentence:

--This application is a continuation of copending application Serial No. 09/687,421, filed October 13, 2000, now abandoned.--

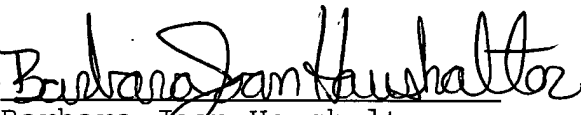
3. I hereby certify that attached is a true copy of the originally filed copending application Serial No. 09/687,421, filed October 13, 2000.

4. The prior application is assigned of record to General Electric Company.

5. Please abandon the prior application Serial No. 09/687,421 as of the filing date granted to this application.

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The undersigned declares that all statements made herein of her own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

By   
Barbara Joan Haushalter  
Registration No. 33,598  
Associate Attorney of Record